IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 29TH JUNE 2007 / 8TH ASHADHA 1929

Bail Appl..No. 3943 of 2007()

(CRIME NO.169/2007 OF KATTAKKADA POLICE STATION)

: PETITIONER/ACCUSED NO.1

SAJU, AGED 28 YEARS, S/O. SATHYASEELAN,
KUZHIVILAVEEDU, CHAMAVILA, KATTAKKADA,
THIRUVANANTHAPURAM.

BY ADV. SRI.T.A.UNNIKRISHNAN
SRI.K.SATHEESH KUMAR

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REP. BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR ADV.SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 29/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.3943 of 2007

Dated this the 29th day of June, 2007

ORDER

Application for anticipatory bail. Petitioner is the 1st accused in Crime No.169/2007 of Kattakkada Police Station for offences punishable, inter alia, under Section 326 IPC. The petitioner prays for issue of directions under Section 438 Cr.P.C.

2. The learned Public Prosecutor after taking instructions, submits that the petitioner is not required to be arrested now for any offence punishable under Section 326 IPC. The said allegation has been omitted, and report has been filed to delete the said allegation under Section 326 IPC. All other offences are bailable. The petitioner in these circumstances need not apprehend that he will be arrested on the allegation of having committed any non-bailable offence.

This petition is hence found to be unsustainable, as the apprehension of arrest for having committed a non bailable offence does not any more exist. In the result, this application is dismissed, with the above observations.

(R.BASANT, JUDGE)

sj